

REPORT OF GROUP DIRECTOR, NEIGHBOURHOODS AND HOUSING		
LICENSING SUB-COMMITTEE: 28/11/2019	Classification DECISION	Enclosure
Application for a Premises Licence SET, 27a Dalston Lane, E8 3DF	Ward(s) affected Dalston	

1. SUMMARY

Applicant(s) SET Centre CIO	In SPA No
Date of Application 11/10/2019	Period of Application Time-limited 4/12/2019 to 4/12/2022
Proposed licensable activity	
Plays Films Live Music Recorded Music Performance of Dance Late Night Refreshment Supply of Alcohol (On Premises)	
Proposed hours of licensable activities	
Plays	Standard Hours: Mon 12:00-00:30 Tue 12:00-00:30 Wed 12:00-02:30 Thu 12:00-02:30 Fri 12:00-05:30 Sat 12:00-05:30 Sun 12:00-00:30
Films	Standard Hours: Mon 12:00-00:30 Tue 12:00-00:30 Wed 12:00-02:30 Thu 12:00-02:30 Fri 12:00-05:30 Sat 12:00-05:30 Sun 12:00-00:30

Live Music	Standard Hours: Mon 12:00-00:30 Tue 12:00-00:30 Wed 12:00-02:30 Thu 12:00-02:30 Fri 12:00-05:30 Sat 12:00-05:30 Sun 12:00-00:30
Recorded Music	Standard Hours: Mon 12:00-00:30 Tue 12:00-00:30 Wed 12:00-02:30 Thu 12:00-02:30 Fri 12:00-05:30 Sat 12:00-05:30 Sun 12:00-00:30
Performance of Dance	Standard Hours: Mon 12:00-00:30 Tue 12:00-00:30 Wed 12:00-02:30 Thu 12:00-02:30 Fri 12:00-05:30 Sat 12:00-05:30 Sun 12:00-00:30
Late Night Refreshment	Standard Hours: Mon 23:00-00:30 Tue 23:00-00:30 Wed 23:00-02:30 Thu 23:00-02:30 Fri 23:00-05:00 Sat 23:00-05:00 Sun 23:00-00:30
Supply of Alcohol	Standard Hours: Mon 17:00-00:30 Tue 17:00-00:30 Wed 17:00-00:30 Thu 17:00-00:30 Fri 17:00-00:30 Sat 14:00-00:30 Sun 14:00-00:30
The opening hours of the premises	
Standard Hours: Mon 12:00-01:00 Tue 12:00-01:00 Wed 12:00-03:00 Thu 12:00-03:00 Fri 12:00-06:00 Sat 12:00-06:00 Sun 12:00-01:00	
Capacity: 150	
Policies Applicable	LP1 (General Principles), LP2 (Licensing Objectives), LP3 (Core Hours)

List of Appendices	A – Application for a premises licence and supporting documents B – Representations from responsible authorities C – Representations from other persons D – current licence E - Location map
Relevant Representations	<ul style="list-style-type: none"> • Police • Other Persons

2. APPLICATION

- 2.1 **SET Centre CIO** has made an application for a time limited premises licence under the Licensing Act 2003 for the period 4/12/2019 to 4/12/2022 to:
- authorise the supply alcohol for consumption **on** the premises
 - authorise regulated entertainment
 - authorise late night refreshment
- 2.2 The application is attached as Appendix A. The applicant has proposed measures that could be converted to conditions (see paragraph 8.1 below).

3. CURRENT STATUS / HISTORY

- 3.1 The premises currently have a time limited premises licence valid 21/6/2018 to 21/12/2019. The licence is attached as Appendix D. Part of the premises are also covered by a premises licence granted in 2007. The licence was transferred to the current applicant in February 2018 and is currently suspended due to non-payment of annual fee.
- 3.2 Temporary Event Notices have been given for the premises in 2019 as follows:

start date	end date	start time	end time
15/02/2019	16/02/2019	18:00	06:00
16/03/2019	16/03/2019	02:00	06:00
13/04/2019	13/04/2019	02:00	06:00
03/05/2019	04/05/2019	18:00	06:00
08/06/2019	08/06/2019	02:00	06:00
21/06/2019	22/06/2019	18:00	06:00
28/06/2019	29/06/2019	18:00	06:00
14/09/2019	15/09/2019	18:00	06:00
26/10/2019	27/10/2019	21:00	06:00

4. REPRESENTATIONS: RESPONSIBLE AUTHORITIES

From	Details
Environmental Health Authority (Environmental Protection)	Have confirmed no representation on this application
Environmental Health Authority (Environmental Enforcement)	No representation received

Environmental Health Authority (Health & Safety)	No representation received
Weights and Measures (Trading Standards)	Have confirmed no representation on this application
Planning Authority	No representation received
Area Child Protection Officer	No representation received
Fire Authority	Have confirmed no representation on this application
Police (Appendix B)	Representation received on the grounds of The Prevention of Crime and Disorder, Prevention of Public Nuisance and , Licensing Hours
Licensing Authority	No representation received
Health Authority	No representation received

5. REPRESENTATIONS: OTHER PERSONS

From	Details
2 representation received from and on behalf of local residents. (Appendices C1 and C2)	Representation received on the grounds of Prevention of Crime and Disorder, Public Safety, Prevention of Public Nuisance and Licensing Hours

6. GUIDANCE CONSIDERATIONS

- 6.1 The Licensing Authority is required to have regard to any guidance issued by the Secretary of State under the Licensing Act 2003.

7. POLICY CONSIDERATIONS

- 7.1 Licensing Sub-Committee is required to have regard to the London Borough of Hackney's Statement of Licensing Policy ("the Policy") adopted by the Licensing Authority.
- 7.2 The Policy applies to applications where relevant representations have been made. With regard to this application, policies LP1 (General Principles), LP2 (Licensing Objectives) and LP3 (Core Hours) are relevant.

8. OFFICER OBSERVATIONS

- 8.1 If the Sub-Committee is minded to approve the application, the following conditions should be applied the licence:

Supply of Alcohol (On/Both)

1. No supply of alcohol may be made under the premises licence:
 - (a) At a time when there is no designated premises supervisor in respect of the premises licence.
 - (b) At a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.

2. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

3. (1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.

(2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises -

(a) games or other activities which require or encourage, or are designed to require or encourage, individuals to;

(i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or

(ii) drink as much alcohol as possible (whether within a time limit or otherwise);

(b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;

(c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;

(d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner.

(e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).

4. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.

5.5.1. The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sales or supply of alcohol.

5.2 The designated premises supervisor in relation to the premises licences must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.

5.3. The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either:-

(a) a holographic mark or

(b) an ultraviolet feature

6. The responsible person must ensure that:

a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied

having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures:

- beer or cider: 1/2 pint;
- gin, rum, vodka or whisky: 25ml or 35ml; and
- still wine in a glass: 125ml; and

b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and

c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.

Minimum Drinks Pricing

7. 7.1 A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.

7.2 For the purposes of the condition set out in paragraph 7.1 above -

(a) "duty" is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;

(b) "permitted price" is the price found by applying the formula - $P = D + (D \times V)$

Where -

(i) P is the permitted price,

(ii) D is the rate of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and

(iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;

(c) "relevant person" means, in relation to premises in respect of which there is in force a premises licence -

(i) the holder of the premises licence,

(ii) the designated premises supervisor (if any) in respect of such a licence, or

(iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;

(d) "relevant person" means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and

(e) "value added tax" means value added tax charged in accordance with the Value Added Tax Act 1994.

7.3 Where the permitted price given by Paragraph 7.2(b) above would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.

7.4 (1) Sub-paragraph 7.4(2) below applies where the permitted price given by Paragraph 7.2(b) above on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax.

(2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

Exhibition of Films

8. Admission of children (under 18) to the exhibition of any film must be restricted in accordance with: -

(a) Recommendations made by the film classification body where the film classification body is specified in the licence, or

(b) Recommendations made by the licensing authority where the film classification body is not specified in the licence, or the relevant licensing authority has not notified the holder of the licence that this subsection applies to the film in question.

"film classification body" means person('s) designated under s4 of the Video Recordings Act 1984(c.39).

Door Supervision

9. Each individual who is to carry out a security activity at the premises must be licensed by the Security Industry Authority.

Conditions derived from operating schedule

10. Comprehensive on-site staff training shall be provided to each member of staff. This will cover all licensing laws, policies and procedures in respect of the premises.

11. Clear signage that states premises policy and law to be posted around premises.

12. Regular premises perimeter checks made to eliminate risks (glass bottles, unattended bags etc.), uphold security (checking doors and windows), and keep noise to a minimum, both coming from inside the venue and the attendees smoking.

13. There shall be a maximum capacity of 150

14. Information on public transport and taxi services to be provided on request from door staff and bar staff, and a safe place offered for attendees to wait for taxis:

15. No re-admittance or entry will be allowed after 2.30am

16. 2 SIA certified security staff at events with 100 plus people in attendance, 1 security at events with 50 plus people; when capacity is reached future attendees to be turned away and queues for entry not to be more than 10 people

17. Comprehensive 24/7 CCTV system (which keeps CCTV for over 21 days) to be installed and maintained

18. Zero tolerance drugs policy, with signs in each toilet area, and zero tolerance to discrimination or harassment signs to be displayed in bar

19. 1 security to be posted on Dalston Lane during events to ask attendees who smoke to keep noise to a minimum and keep public pathways clear;

20. No drinks promotions are on offer

21. No event posters will displayed external the premises;

22. No re-admittance or entry will be allowed after 2.30am
23. Plastic will be used instead of glass at events with 100 plus attendees;
24. There shall be regular (every 20 mins at peak times) sweeps of the premises by staff to ensure there is no build-up of glassware or rubbish
25. No drinks allowed outside of the premises at any time;
26. Smokers to be requested to smoke at the beginning of the small alleyway that runs along the left side of the premises;
27. Signage that asks attendees to 'respect neighbours and keep the noise to a minimum' to be posted at the exit.
28. All deliveries, waste collection and maintenance works to take place between the hours of 8am and 6pm;
29. No promotional material will be handed out outside the venue or anywhere.
30. Entrance to the premises is strictly over 18. A strict challenge 25 scheme to be implemented and prominently advertised on site
31. Refusals logbook to be kept

9. REASONS FOR OFFICER OBSERVATIONS

- 9.1 Conditions 10 to 31 above are derived from the applicant's operating schedule. No conditions have been proposed by responsible authorities.

10. LEGAL COMMENTS

- 10.1 The Council has a duty as a Licensing Authority under the Licensing Act 2003 to carry out its functions with a view to promoting the following 4 licensing objectives;
 - The Prevention of Crime and Disorder
 - Public Safety
 - Prevention of Public Nuisance
 - The Protection of Children from Harm
- 10.2 It should be noted that each of the licensing objectives have equal importance and are the only grounds upon which a relevant representation can be made and for which an application can be refused or terms and conditions attached to a licence.

11. HUMAN RIGHTS ACT 1998 IMPLICATIONS

- 11.1 There are implications to;
 - **Article 6** – Right to a fair hearing
 - **Article 14** – Not to discriminate

- Balancing: **Article 1**- Peaceful enjoyment of their possession (i.e. a licence is defined as being a possession) with **Article 8** – Right of Privacy (i.e. respect private & family life) to achieve a proportionate decision having regard to the protection of an individual’s rights against the interests of the community at large.

12. MEMBERS DECISION MAKING

- A. **Option 1**
That the application be refused
- B. **Option 2**
That the application be approved, together with any conditions or restrictions which Members consider necessary for the promotion of the Licensing objectives.

13. CONCLUSION

13.1 That Members decide on the application under the Licensing Act 2003.

Acting Group Director, Neighbourhoods and Housing	Ajman Ali
Lead Officer (holder of original copy):	Mike Smith Principal Licensing Officer Licensing Service 1 Hillman Street E8 1DY Telephone: 020 8356 4973

LIST OF BACKGROUND PAPERS RELATING TO THIS REPORT

The following document(s) has been relied upon in the preparation of the report.

Description of document	Location
Office File: SET, 27a Dalston Lane, E8 3DF	Licensing Service 1 Hillman Street London E8 1DY

Printed matter

Licensing Act 2003

LBH Statement of Licensing Policy

APPENDIX A

Hackney
LA01

Application for a premises licence to be granted under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.

You may wish to keep a copy of the completed form for your records.

I/We Mr SET, Centre CIO

(Insert name(s) of applicant)

apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003

Part 1 – Premises details

Postal address of premises or, if none, ordnance survey map reference or description

27A DALSTON LANE
HACKNEY
LONDON

Post town LONDON

Postcode E8 3DF

Telephone number at premises (if any)

Non-domestic rateable value of premises

££20,000

Part 2 - Applicant details

Please state whether you are applying for a premises licence as **appropriate** Please tick as

a)	an individual or individuals *	<input type="checkbox"/>	please complete section (A)
b)	a person other than an individual *		
i.	as a limited company/limited liability partnership	<input type="checkbox"/>	please complete section (B)

	ii.	as a partnership (other than limited liability)	<input type="checkbox"/>	please complete section (B)
	iii.	as an unincorporated association or	<input type="checkbox"/>	please complete section (B)
	iv.	other (for example a statutory corporation)	<input type="checkbox"/>	please complete section (B)
c)		a recognised club	<input type="checkbox"/>	please complete section (B)
d)		a charity	<input checked="" type="checkbox"/>	please complete section (B)
e)		the proprietor of an educational establishment	<input type="checkbox"/>	please complete section (B)
f)		a health service body	<input type="checkbox"/>	please complete section (B)
g)		a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales	<input type="checkbox"/>	please complete section (B)
ga)		a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England	<input type="checkbox"/>	please complete section (B)
h)		the chief officer of police of a police force in England and Wales	<input type="checkbox"/>	please complete section (B)

* If you are applying as a person described in (a) or (b) please confirm (by ticking yes to one box below):

- I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or

- I am making the application pursuant to a
 - statutory function or
 - a function discharged by virtue of Her Majesty's prerogative

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

Title Mr			
Surname		First names	
I am 18 years old or over ..			
Date of birth			
Nationality			
Current residential address if different from premises address		UK-England	
Post town		Postcode	
Daytime contact telephone number			
E-mail address (optional)			
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service (please see note 15 for information)			

SECOND INDIVIDUAL APPLICANT (if applicable)

Title Mr			
Surname		First names	
I am 18 years old or over .. Please tick yes			

Date of birth			
Nationality			
Current postal address if different from premises address		UK-England	
Post town		Postcode	
Daytime contact telephone number			
E-mail address (optional)			
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service (please see note 15 for information)			

(B) OTHER APPLICANTS

Please provide name and registered address of applicant in full. Where appropriate please give any registered number. In the case of a partnership or other joint venture (other than a body corporate), please give the name and address of each party concerned.

Name SET. Centre CIO
Address 27A DALSTON LANE LONDON E8 3DF UK-England
Registered number (where applicable)
Description of applicant (for example, partnership, company, unincorporated association etc.) Registered Charity charity no. 1170903 (top result when googling; 'SET Centre Charity Commission')
Telephone number (if any)

[REDACTED]

E-mail address (optional)

[REDACTED]

Part 3 Operating Schedule

When do you want the premises licence to start?

DD MM YYYY
04-12-2019

If you wish the licence to be valid only for a limited period, when do you want it to end?

DD MM YYYY
04-12-2022

Please give a general description of the premises (please read guidance note 1)
SET Dalston Lane: Bar and Arts Centre, The Ground Floor of 27a, Dalston Lane, E83DF. The premises is at the end of a row of 5 two storey shops on Dalston Lane, which back onto Tyson Passage. The premises has a thin (1.6m) alleyway running to the left-hand side of the property that connects Tyson Passage to Dalston Lane. The first floor, above the premises, is used as artists' workspace for the Associate Members of SET Centre CIO.

The licensed section of the premises at SET Dalston Lane is home to SET's project space & social centre (a space for like-minded creatives to meet). Open since February 2018, we have hosted an eclectic programme of live music: incl. experimental electronic, improv, jazz, experimental pop, performance, live-art, screenings & talks. We have become a home to the arts and music communities of Hackney. With an inclusive ethos SET prioritises gender diversity and has become a home for London's queer community. The bar serves reasonably priced drinks and is only open during the hours of our programme. At SET Dalston Lane we have developed a cultural programme predominantly with emerging artists, and we should be viewed as an arts centre first and foremost, emphasising culture over entertainment.

The premises consists of two main rooms on the ground floor – a bar area and a project space – as well as 4 toilets (2x in bar area, 2x in project space area, incl. 1 disabled); a stock room; a store room and 2 rooms that are inaccessible and unused. The site includes one main entrance and two fire exits. The main entrance is on Dalston Lane. The back fire exit is accessible from the bar area and exits onto Tyson Passage. The front right fire exit (exits onto Dalston Lane) is accessible from the project space via the stairwell that leads to first floor artist studios.

If 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend.

What licensable activities do you intend to carry on from the premises?

(Please see sections 1 and 14 and Schedules 1 and 2 to the Licensing Act 2003)

	Provision of regulated entertainment (please read guidance note 2)	Please tick all that apply
a)	plays (if ticking yes, fill in box A)	<input checked="" type="checkbox"/>
b)	films (if ticking yes, fill in box B)	<input checked="" type="checkbox"/>
c)	indoor sporting events (optional, fill in box C)	..
d)	boxing or wrestling entertainment (if ticking yes, fill in box D)	..
e)	live music (optional, fill in box E)	<input checked="" type="checkbox"/>
f)	recorded music (if ticking yes, fill in box F)	<input checked="" type="checkbox"/>
g)	performances of dance (optional, fill in box G)	<input checked="" type="checkbox"/>
h)	anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)	..
	<u>Provision of late night refreshment</u> (if ticking yes, fill in box I)	<input checked="" type="checkbox"/>
	<u>Supply of alcohol</u> (if ticking yes, fill in box J)	<input checked="" type="checkbox"/>

In all cases complete boxes K, L and M

A

Plays Standard days and timings (please read guidance note 7)			Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	
				Both	
Day	Start	Finish	Please give further details here (please read guidance note 4) Plays including: performance art, spoken work, accopella singing, choirs, musicals, theatrical performance, lectures, readings, workshops, performance classes, dance classes		
Mon	12:00	00:30			
Tue	12:00	00:30	State any seasonal variations for performing plays (please read guidance note 5) N/A		
Wed	12:00	02:30			
Thur	12:00	02:30	Non-standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list (please read guidance note 6) N/A		
Fri	12:00	05:30			
Sat	12:00	05:30			
Sun	12:00	00:30			

B

Films Standard days and timings (please read guidance note 7)			Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	
Day	Start	Finish		Both	
Mon	12:00	00:30	Please give further details here (please read guidance note 4) Films including: video art, art film, feature film, music video, dance film, live feed performance, background visuals, interactive film or film incidental to exhibits/performances/lectures/workshops/classes		
Tue	12:00	00:30			
Wed	12:00	02:30	State any seasonal variations for the exhibition of films (please read guidance note 5) N/A		
Thur	12:00	02:30			
Fri	12:00	05:30	Non-standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list (please read guidance note 6) N/A		
Sat	12:00	05:30			
Sun	12:00	00:30			

C

Indoor sporting events Standard days and timings (please read guidance note 7)			Please give further details (please read guidance note 4)
Day	Start	Finish	
Mon			State any seasonal variations for indoor sporting events (please read guidance note 5)
	-----	-----	
Tue			Non-standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list (please read guidance note 6)
	-----	-----	
Wed			
	-----	-----	
Thur			
	-----	-----	
Fri			
	-----	-----	
Sat			
	-----	-----	
Sun			
	-----	-----	

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 7)			Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick (please read guidance note 3)		Indoors	
					Outdoors	
Day	Start	Finish			Both	
Mon			Please give further details here (please read guidance note 4)			
Tue			State any seasonal variations for boxing or wrestling entertainment (please read guidance note 5)			
Wed			Non-standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list (please read guidance note 6)			
Thur						
Fri						
Sat						
Sun						

E

Live music Standard days and timings (please read guidance note 7)			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	
				Both	
Day	Start	Finish	<p>Please give further details here (please read guidance note 4) Live music will be amplified - including: live music performance and live music classes/rehearsals; experimental electronic, contemporary jazz, improvisation, acoustic, live bands, or live music incidental to: performance/readings/lectures/exhibits</p> <p>State any seasonal variations for the performance of live music (please read guidance note 5) N/A</p> <p>Non-standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list (please read guidance note 6) N/A</p>		
Mon	12:00	00:30			
	-----	-----			
Tue	12:00	00:30			
	-----	-----			
Wed	12:00	02:30			
	-----	-----			
Thur	12:00	02:30			
	-----	-----			
Fri	12:00	05:30			
	-----	-----			
Sat	12:00	05:30			
	-----	-----			
Sun	12:00	00:30			
	-----	-----			

F

Recorded music Standard days and timings (please read guidance note 7)			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
Day	Start	Finish		Both	<input type="checkbox"/>
Mon	12:00	00:30	Please give further details here (please read guidance note 4) Recorded music will be amplified, including: music played between performances or in intervals, sound art, DJs and live sampling, music for dance performance, background music, music incidental to: performance/music played inbetween live music/DJ workshops/sound workshops.		
Tue	12:00	00:30			
Wed	12:00	02:30	State any seasonal variations for the playing of recorded music (please read guidance note 5)		
Thur	12:00	02:30			
Fri	12:00	05:30	Non-standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list (please read guidance note 6)		
Sat	12:00	05:30			
Sun	12:00	00:30			

G

Performances of dance Standard days and timings (please read guidance note 7)			Will the performance of dance take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	
				Both	
Mon	12:00	00:30	Please give further details here (please read guidance note 4) Dance including: dance performance and dance incidental to: live music, plays, art performance, exhibitions, rehearsals, dance workshops & classes.		
Tue	12:00	00:30			
Wed	12:00	02:30	State any seasonal variations for the performance of dance (please read guidance note 5) N/A		
Thur	12:00	02:30			
Fri	12:00	05:30	Non-standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list (please read guidance note 6) N/A		
Sat	12:00	05:30			
Sun	12:00	00:30			

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 7)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	Will this entertainment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	
Mon				Outdoors	
				Both	
Tue			Please give further details here (please read guidance note 4)		
Wed					
Thur					
Fri			State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 5)		
Sat					
Sun					
			Non-standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list (please read guidance note 6)		

I

Late night refreshment Standard days and timings (please read guidance note 7)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	
Day	Start	Finish		Both	
Mon	23:00	00:30	Please give further details here (please read guidance note 4) N/A		
Tue	23:00	00:30			
Wed	23:00	02:30	State any seasonal variations for the provision of late night refreshment (please read guidance note 5) N/A		
Thur	23:00	02:30			
Fri	23:00	05:30	Non-standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list (please read guidance note 6) N/A		
Sat	23:00	05:30			
Sun	23:00	00:30			

K

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 9).

N/A

L

Hours premises are open to the public Standard days and timings (please read guidance note 7)			State any seasonal variations (please read guidance note 5) N/A
Day	Start	Finish	Non-standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 6) We only use the hours that are relevant for the cultural event we have programmed and won't be open unless we have something programmed. Earlier and later hours will be used irregularly.
Mon	12:00	01:00	
Tue	12:00	01:00	
Wed	12:00	03:00	
Thur	12:00	03:00	
Fri	12:00	06:00	
Sat	12:00	06:00	
Sun	12:00	01:00	

M Describe the steps you intend to take to promote the four licensing objectives:

a) General – all four licensing objectives (b, c, d and e) (please read guidance note 10)

Open since February 2018, we have run an efficient and well organised arts centre that has upheld the licensing objectives. We have built a positive relationship with all our neighbours and created a safe-space environment that prioritises the health, safety & comfort of our audience and creates a respectful relationship between all involved.

Comprehensive on-site staff training has been provided to each member of staff. This does, and will continue to, cover all licensing laws in respect of the premises and our policies and procedures, in order to ensure all licensing objectives are upheld. Our policies, risk assessments and documents can be provided upon request and include: Staff Handbook (covers 4 licence objectives & refers to OGP policy), Equality & Diversity and Equal Opportunity policy, Operations and Good Practice policies (including Noise Management policy, Accident and Emergency policy, Premises Age Verification policy, Duty of Care policy, Zero Drugs policy, Dispersal policy, Glass and Litter Collection policy, Security policy, Lost and Found policy and Risk Assessments policy). All Risk Assessments (including: Health and Safety Risk assessment, Fire Risk assessment and Operational Risk assessment) and all Logbooks (including: Toilet-Check logbook, Bar Staff Refusal logbook, Door Staff Refusal logbook, Occurrence book, Accident and Incident logbook, Crime and Disorder logbook, Noise Monitoring logbook, Training logbook and an Emergency Equipment Testing logbook) can also be provided on request.

Clear signage that states premises policy and law is posted around premises. Regular premises perimeter checks are made to eliminate risks (glass bottles, unattended bags etc.), uphold security (checking doors and windows), and keep noise to a minimum, both coming from inside the venue and the attendees smoking. Regular patrols of the inside of the premises are made by security staff and the supervisor to ensure both our own policies and the law is met at all times. Maximum capacity of 150 (below prescribed maximum capacity of 180 by Fire Safety Authority) is upheld in order to maintain crowd control, prevent discomfort, ensure staff can maneuverer through crowds easily. Information on public transport and taxi services is provided on request from door staff and bar staff, and a safe place is offered for attendees to wait for taxis: this ensures attendees get home safely and minimise public nuisance. A half hour 'chill out' period after the music is turned off and our alcohol licensing hours end (but before the premises closes) allows for a gradual egress from the premises (the lighting is increased during this period). Free water is always provided but particularly during the 'chill out' period when it will be pre-poured and on the bar. No re-admittance or entry will be allowed after 2.30am to reduce any potential noise nuisance.

b) The prevention of crime and disorder

All standard security measures and licensing laws have been put into effect and upheld; 2x SIA certified security staff at events with 100+ people in attendance, 1x security at events with 50+ people (security staff work includes, but is not limited to bag check, patrol, toilet check, capacity counter for attendees, ID check, for example); stockroom/ store room/no access areas fully locked at all times; when capacity is reached future attendees are turned away (asked not to queue above 10 people) in order to maintain public safety on sidewalk and in venue; comprehensive 24/7 CCTV system (which keeps CCTV for over 21 days); zero tolerance drugs

policy with signs in each toilet area; zero tolerance to discrimination or harassment signs displayed in bar, anyone displaying violent or aggressive tendencies can be evicted from the premises under security discretion; 1x security posted on Dalston Lane during the event to ask attendees who smoke to keep noise to a minimum and keep public pathways clear; bag/coat hooks have been provided to prevent bag/coat snatching; no drinks promotions are on offer in order to deter focus from alcohol consumption; events are promoted to our membership, mailing list, social media followers, the local community, and reputable arts and music platforms, in order to maintain a respectful atmosphere with an emphasis on the arts and the specific cultural event that is taking place (no posters will be displayed external to the premises); for busy events a door charge will be in place which will deter overcrowding and passers-by who enter to drink rather than for the cultural event. No re-admittance or entry will be allowed after 2.30am which will mean attendees do not congregate during the later hours of the licence and instead gradually leave the premises.

c) Public safety

All standard safety regulations have been followed and all aforementioned risk assessments have taken place and are being adhered to. The policies have been re-read and updated in September 2019, and new assessments and procedures have been implemented. There are two first aid kits, one in the project space and one in the bar area, clearly labelled; the 1st floor SET Office can be used as a first aid room or 'quiet room' when necessary; temperature is maintained with a thermometer and air conditioning to ensure no over-heating; comprehensive emergency lighting, fire extinguishers, and fire retardant materials are used and positioned in accordance with Fire Risk Assessment, completed by an independent fire authority; plastic will be used instead of glass at events with 100+ attendees; regular (every 20 mins at peak times) sweeps of the premises by staff to ensure there is no build-up of glassware or rubbish; in accordance with our sales license no drinks are allowed outside of the premises at anytime; spillages and broken glass are cleared immediately; glass or rubbish from passers-by is removed immediately. These measures are regulated by security, our staff (and staff training) and signage.

d) The prevention of public nuisance

The prevention of public nuisance: sound proofing and acoustic drapes are used wherever possible (in accordance with standard UK Fire Regulations); all doors and windows are kept shut where possible; outdoor cigarette ashtrays are provided; door security ensure attendees don't congregate on or disrupt the public pathway on Dalston Lane; smokers are requested to smoke at the beginning of the small alleyway that runs along the left side of the premises; signage that asks attendees to 'respect neighbours and keep the noise to a minimum' are posted on the exit. All deliveries, waste collection and maintenance works take place between the hours of 8am and 6pm; street litter is regularly collected by members of staff; no promotional material will be handed out outside the venue or anywhere.

e) The protection of children from harm

The protection of children from harm: entrance to the premises is strictly over 18; strict challenge 25 scheme implemented, and prominently advertised on site; refusals logbook is kept; staff and security trained in our age verification policy; no material meant for 18+ will be made available or visible outside of the premises or online; no advertisements of any sort including event posters will be displayed outside of the premises; any hazards for passing children or adults will be eliminated by a regular perimeter check (for glass bottles, unattended bags).

Checklist:

Please tick to indicate agreement

- I have made or enclosed payment of the fee.
- I have enclosed the plan of the premises.
- I have sent copies of this application and the plan to responsible authorities and others where applicable.
- I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable.
- I understand that I must now advertise my application.

- I understand that if I do not comply with the above requirements my application will be rejected.

- [Applicable to all individual applicants, including those in a partnership which is not a limited liability partnership, but not companies or limited liability partnerships] I have included documents demonstrating my entitlement to work in the United Kingdom or my share code issued by the Home Office online right to work checking service (please read note 15).

IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.

IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT WILL BE LIABLE TO A CIVIL PENALTY UNDER SECTION 15 OF THE IMMIGRATION, ASYLUM AND NATIONALITY ACT 2006 AND PURSUANT TO SECTION 21 OF THE SAME ACT, WILL BE COMMITTING AN OFFENCE WHERE THEY DO SO IN THE KNOWLEDGE, OR WITH REASONABLE CAUSE TO BELIEVE, THAT THE EMPLOYEE IS DISQUALIFIED.

Part 4 – Signatures (please read guidance note 11)

Signature of applicant or applicant’s solicitor or other duly authorised agent (see guidance note 12). **If signing on behalf of the applicant, please state in what capacity.**

Declaration	<ul style="list-style-type: none"> • [Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15). • The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, or have conducted an online right to work check using the Home Office right to work checking service which confirmed their right to work (please see note 15)
Signature	Josh Field
Date	10/10/2019
Capacity	Executive Manager

For joint applications, signature of 2nd applicant or 2nd applicant's solicitor or other authorised agent (please read guidance note 13). If signing on behalf of the applicant, please state in what capacity.

Signature	
Date	10/10/2019
Capacity	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 14) Premises Address UK-England			
Post town		Postcode	
Telephone number (if any)			

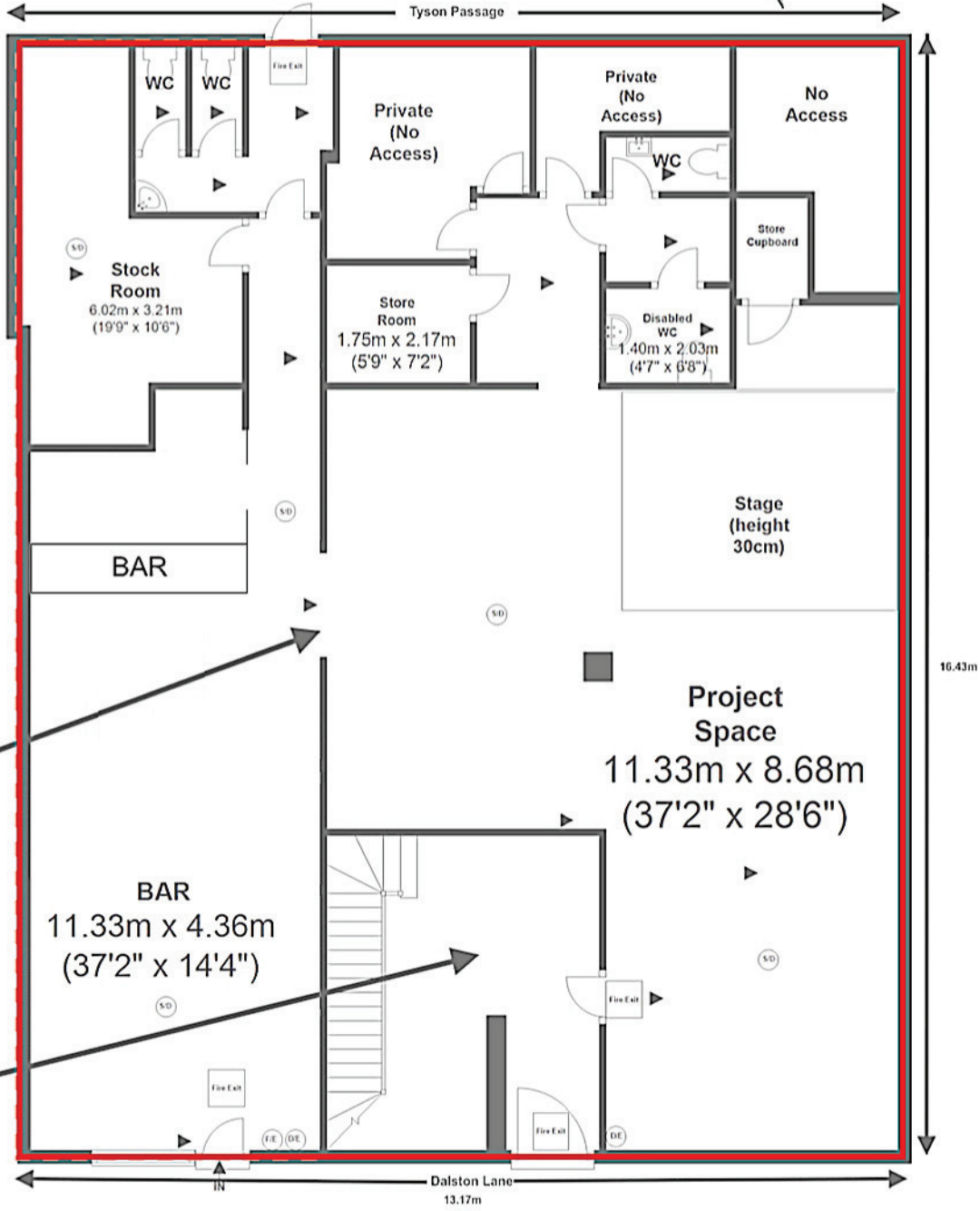
SET
27a Dalston Lane
E83DF
02/02/2018

SCALE 1:100
 Approx. 216.1 sq. metres (2326.1 sq. feet)



KEY

- Licensed premises —
- Emergency Lighting ▶
- Smoke Detector SD
- Dry Powder Extinguisher DE
- Fire Extinguisher FE



Entrance from bar area to project space will be closed with a rope barrier when no event is happening in the project space

Entrance lobby and stairway to 1st floor; artist studios and offices. Only accessible from ground floor in emergency.

APPENDIX B

RESPONSIBLE AUTHORITY REPRESENTATION: APPLICATION UNDER THE LICENSING ACT 2003

RESPONSIBLE AUTHORITY DETAILS

NAME OF AUTHORITY	Metropolitan Police service
ADDRESS OF AUTHORITY	Licensing Unit, Stoke Newington Police Station 33 Stoke Newington High Street London N16 8DS
CONTACT NAME	PC 3691CE Kerrie RYAN
TELEPHONE NUMBER	020 7275 3022
E-MAIL ADDRESS	hackneylicensing@met.police.uk

APPLICATION PREMISES

NAME & ADDRESS OF PREMISES	SET 27a Dalston Lane London E8 3DF
NAME OF PREMISES USER	SET Centre CIO

COMMENTS

I make the following relevant representations in relation to the above application to vary the Premises Licence at the above address.

- 1) the prevention of crime and disorder ◆
- 2) public safety
- 3) the prevention of public nuisance ◆
- 4) the protection of children from harm

Representations (which include comments and/or objections) in relation to:

Police make the following representations in relation to the application for a Premises Licence at SET, 27A DALSTON LANE, LONDON, E8 3DF for the following reason(s);

This premises is described in the application as a 'Bar and Arts Centre'. It is located on a busy main road and is just outside of the Dalston Special Policy Area. This premises currently has a time limited premises licence that expires in December 2019 and currently authorises the sale of alcohol, late night refreshment and regulated entertainment until 2300hrs Monday – Thursday, 0200hrs Friday – Saturday and 22:30hrs on Sundays.

The application recently received by police proposes vastly increased hours for a new time limited licence to run over a three year period to commence 17 days before the current licence expires. The hours currently granted on the existing licence are already outside of the core hours outlined in LBH's Statement of Licensing Policy and this application proposes to extend those further, by quite a large margin.

Application states that the premises wish to serve late night refreshment throughout the week until the early hours of the morning, yet there is no kitchen or cooking facilities at the venue. It also causes concern that the hours for alcohol mean that alcohol sales will cease several hours before the rest of the licensable activity and operating hours. Why is this? Why would the venue want to continue trading after 0200hrs considering that alcohol will no longer be available. It concerns police that continuing to operate after alcohol sales have finished will cause issues with the customers. Having already consumed alcohol inside the venue for several hours, how will the staff deal with agitated customers who want to continue drinking inside.

Police visited this premises on Friday 25th October 2019 at approximately 2340hrs. As we arrived by car and drove past to park, we could see that there was a female door supervisor on the door and counted 15 smokers outside, two of which were holding glass bottles. As this was a breach of their conditions, they were issued with a police warning letter. Inside the venue, it was very busy. The bar itself was several people deep and, what is described in the application as the Project Space, had a DJ playing, people dancing and was in darkness. There was no light except for the small light over the DJ's decks. Police eventually managed to track down the manager who was serving behind the bar. He did not know what the event was or who had organised it, upon leaving the venue police posed the same question to the door supervisor who was also unable to give details of what the event was. It would appear that the members of the events team were not present and had not briefed their staff as to what was on that night. This puts doubt in the minds of the police around organisation and how responsible the applicants are as operators.

What concerns police is that this premises states in the application that it is 'an arts centre first and foremost', but in my experience, from visits, speaking to customers and driving past, at the weekends it is run as a bar, and it is at these times that the issues being experienced in Dalston are at their worst.

The timings of this application cause the police huge concerns. Although it is outside of the SPA the hours are way in excess of those outlined in the policy and it will attract other customers late into the night/morning who have been consuming alcohol all night. These customers will be drunk, loud and boisterous. Police would like to know what policies and procedures have been considered to ensure there is no disturbance to residents and no disorder on the street.

The above representations are supported by the following evidence and information.

Are there any actions or measures that could be taken to allay concerns or objections? If so, please explain.

Signed
PC3691CE RYAN (By E-mail)

Name (printed)

Fwd: Representation against Licence Application by SET Centre CIO in respect of 27A Dalston Lane, E8 3DF

1 message

8 November 2019 at 21:25

[REDACTED] >
To: "Licensing (Shared Mailbox)" <licensing@hackney.gov.uk>
Cc: [REDACTED]

Dear Sirs

My name is [REDACTED], a resident of [REDACTED] Dalston Lane, E8 [REDACTED] and I would hereby like to make representations in writing in respect of the application by SET Centre CIO in respect of 27a Dalston Lane (the "Venue"). I live in close proximity to the Venue.

I would like to make representations against the licence application made by SET Centre CIO in respect of the Venue as I consider the increased hours proposed by the application will have a detrimental impact on public safety and lead to increased crime, disorder and public nuisance. I also do not believe that the application is in the spirit of Hackney Licensing Policy as implemented by Hackney Council in July 2018.

The Venue is located on a main road leading to the centre of Dalston in Hackney, and is located on the outskirts of the Dalston Special Policy Area. Although this venue is just outside the SPA, I consider that due to the close proximity to Dalston, increasing the licensing hours of the premises will have a negative effect on the cumulative impact. There are many problems experienced during the hours that this application has proposed including urination, vomiting, anti-social behaviour, disorder, assaults etc. Statistics show that there have been increases in violent crime at night in London and that the majority of victims are night time revellers.

Increasing opening hours will lead to increased vulnerability in respect of theft, muggings, fights, sexual assault, and knife crime. There is also a danger of the use of illegal substances becoming more widespread. There have been incidents involving guns and acid attacks in late night venues in Dalston over the last few years. Police and wardens already deal with numerous incidents of anti-social behaviour, crime and disorder throughout the night. A venue operating until 6 am on the weekend in Dalston would undoubtedly increase the potential for further crime and disorder.

In terms of concerns in respect of the impact on public safety and public nuisance, the Venue currently has a limit on the number of people allowed outside the premises however this is rarely adhered to. There are often in excess of 30 to 50 people congregating outside the venue on Dalston Lane smoking, and holding bottles or glasses. It is often difficult to see the designated security staff when walking past. I have taken some video footage and photographs, please confirm whether I should forward this to you. Pedestrians are often forced to move off the pavement and walk in the road which is very dangerous and has the potential to lead to road accidents with cars, buses and cyclists. This has an impact on public safety and has not been addressed to date.

Increased hours at night would mean more people outside the venue and increased traffic on the road (eg taxis) at anti-social hours. With increased numbers of drunk people leaving the venue throughout the night there is a heightened risk of more road traffic accidents, personal injury and deaths.

There is often loud noise as a result of music being played as it is a night club. This would only increase if the licensing hours are extended, as would noise from customers leaving the venue as we often hear customers walking down Dalston Lane in the early hours of the morning. There are also concerns in terms of increased waste, there is already currently a rather large amount of rubbish as a result of the venue operating which would only increase.

In terms of the impact on the community, as a resident I am struggling to understand what benefits will arise from later opening and licensing hours. As a resident I am concerned that there will only be a negative impact in terms of increases in crime, disorder and public nuisance as well as undermining public safety. It would benefit the community more and have less impact on crime, public safety, police resources and public nuisance if the Venue operated during the daytime, rather than increasing licensing hours at night. The Venue does not open until 8pm generally.

As previously I am also concerned about the fact that this application does not seem in line with Hackney's current licensing policy which was voted on by elected members of Hackney local government in July 2018 and consequently implemented.

I would be grateful if you would confirm receipt of the above representations.

Keep the Faith <<<

%

[REDACTED]

Representations against licence application by SET Centre CIO at 27a Dalston Lane E8 3DF

1 message

8 November 2019 at 23:59

[REDACTED]
To: Licensing <Licensing@hackney.gov.uk>

I am a resident of [REDACTED] Dalston Lane, E8 [REDACTED]. I would like to make representations in writing against the licence application by SET Centre CIO re 27a Dalston Lane (Premises).

Since the Premises has been operating, there have been increased numbers of people outside the Premises late at night particularly at the weekend. Despite a limit on the numbers of people allowed outside there are usually lots of people on the pavement outside the Premises with their drinks, smoking. This creates a public safety and public nuisance hazard where intoxicated people block the pavement. I still have to walk in the road when passing, which is not only dangerous but highly inconvenient and very annoying. It can be very intimidating and uncomfortable when walking home even at 11.30 pm, never mind later when there are large groups blocking the pathway even if they are further down from the official entrance of the Premises. It is also intimidating to voice any objection to the crowds, especially when one is a lone female. Whilst I have tried to complain and ring the police and the council, I don't believe I was taken seriously. Furthermore I was of the understanding that the Premises only had a temporary license but it appears that it is now being extended.

There has continued to be lots of noise coming from the Premises in terms of music and when people are leaving the Premises particularly after a few drinks.

I am really worried that if the application is granted then there will be lots of large numbers of people entering and exiting the building late at night and early in the morning up until 6 am and that this will lead to more drunk and disorderly behaviour and potentially more crime in the area, as well as a lot of noise, and litter. I believe this contravenes Hackney's licensing objectives especially considering current concerns regarding increased crime levels in Hackney. There have been increases in knife crime and also gun shots in another late night venue open till 6 (Visions earlier this year). I'm really worried that the same will happen here and that there will be drugs freely available. Late night venues which open all night do generally tend to have people taking drugs and I'm concerned that this will happen more widely here if licensing hours are extended.

I further understood that Hackney Council did not want to increase night club venues in Dalston and was looking to limit the number of late night venues. Indeed as I understand other venues who have applied for similar or earlier hours up to 2 am have had such applications amended to more sociable hours so as to minimise any impact on the local community, crime, disorder and public safety.

I consider that the Application will mean that there is much more public nuisance. There has been times where there is a lot of litter around the Premises. Furthermore there is already a lot of noises and this will only increase with longer licensing hours. I have on a number of occasions heard loud music at anti-social hours. I often hear people shouting as they leave the Premises and walk down Dalston Lane towards Hackney Central. I worry that will continue all night as people leave and arrive throughout the night. The application would permit DJs and live music until 6 am on the weekend and I consider that this is too late. As a property owner I am concerned about the impact on public safety and nuisance of having a night club open till 6 am. Increases in crime, public disorder and nuisance will then have a knock on effect on insurance and property values. I also thought Dalston was trying to become more family friendly rather than a night time hotspot.

As I have previously mentioned, as a local resident and property owner, although I was disheartened that local businesses and churches were evicted from the building following the grant of planning permission back in 2016, some comfort was gained from the Planning Committee when they informed me that the building would be replaced with office space, affordable work space for the local community and flats. I did not anticipate that in June 2018 (shortly before Hackney's new licensing policy came into effect) there would be a late night licenced venue with a larger capacity, increased numbers of people particularly outside, more noise, public safety issues, public nuisance and more litter. Now in 2019 there is the application to further extend licensing hours when Hackney Council made a firm commitment to residents by way of its policy to not grant further late night licenses. I wonder what is the future of this building, and why religious organisations and a dry cleaners who did not cause negative public safety or nuisance issues and added to the local community were evicted to make way for a nightclub open until 6 am.

Lastly I would note that on the Hackney Council licensing register, it shows that the licence for the Premises expired or ended on 7 March 2019, approximately 8 months ago. It would be useful to understand on what legal or regulatory basis alcohol has been being sold on the Premises since then.

Kind regards

APPENDIX D



This premises licence has been issued by:

Licensing Service
1 Hillman Street
London E8 1DY

PART A – PREMISES LICENCE

Premises Licence Number

095652

Part 1 – Premises details

SET
27a Dalston Lane
Hackney
London
E8 3DF

Where the licence is time limited the dates

From: 21 June 2018 To: 21 December 2019

Licensable activities authorised by the licence

Plays
Films
Live Music
Recorded Music
Performance of Dance
Other Entertainment Similar to Live or Rec Music or Dance Performance
Late Night Refreshment
Supply of Alcohol

The times the licence authorises the carrying out of licensable activities

Plays

Standard Hours:

Mon 12:00-23:00
Tue 12:00-23:00
Wed 12:00-23:00
Thu 12:00-23:00
Fri 12:00-02:00
Sat 12:00-02:00
Sun 13:00-22:00

Films

Standard Hours:

Mon 12:00-23:00
Tue 12:00-23:00
Wed 12:00-23:00
Thu 12:00-23:00
Fri 12:00-02:00
Sat 12:00-02:00
Sun 13:00-22:30

Live Music

Standard Hours:

Mon 12:00-23:00
Tue 12:00-23:00
Wed 12:00-23:00
Thu 12:00-23:00
Fri 12:00-02:00
Sat 12:00-02:00
Sun 13:00-22:00

Recorded Music

Standard Hours:

Mon 12:00-23:00
Tue 12:00-23:00
Wed 12:00-23:00
Thu 12:00-23:00
Fri 12:00-02:00
Sat 12:00-02:00
Sun 13:00-22:00

**Performance of
Dance**

Standard Hours:

Mon 12:00-23:00
Tue 12:00-23:00
Wed 12:00-23:00
Thu 12:00-23:00
Fri 12:00-02:00
Sat 12:00-02:00
Sun 13:00-22:00

**Other Entertainment
Similar to Live or
Rec Music or Dance
Performance**

Standard Hours:

Mon 12:00-23:00
Tue 12:00-23:00
Wed 12:00-23:00
Thu 12:00-23:00
Fri 12:00-02:00
Sat 12:00-02:00
Sun 13:00-22:00

Late Night Refreshment

Standard Hours:
Fri 23:00-02:00
Sat 23:00-02:00

Supply of Alcohol

Standard Hours:
Mon 12:00-23:00
Tue 12:00-23:00
Wed 12:00-23:00
Thu 12:00-23:00
Fri 12:00-02:00
Sat 12:00-02:00
Sun 13:00-22:30

The opening hours of the premises

Standard Hours:
Mon 11:00-00:00
Tue 11:00-00:00
Wed 11:00-00:00
Thu 11:00-00:00
Fri 11:00-02:30
Sat 11:00-02:30
Sun 12:00-23:30

Where the licence authorises supplies of alcohol whether these are on and/or off supplies

On Premises

Part 2 –

Name, (registered) address, telephone number and e-mail (where relevant) of holder of premises licence

SET Centre CIO
77-89 Alscot Road
London
SE1 3AW

Registered number of holder, for example company number, charity number (where applicable)

1170903

Name, address and telephone number of designated premises supervisor where the premises authorises the supply of alcohol

Oliver Tobin

Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises the supply of alcohol

Date of Grant: 21 June 2018

Signed:

**David Tuitt
Team Leader - Licensing**

Annex 1 - Mandatory Conditions

Supply of Alcohol (On/Both):

1. No supply of alcohol may be made under the premises licence:
 - (a) At a time when there is no designated premises supervisor in respect of the premises licence.
 - (b) At a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
2. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.
3.
 - (1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.
 - (2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises -
 - (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to;
 - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
 - (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
 - (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;
 - (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;
 - (d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner.

(e)dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).

4. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
- 5.5.1. The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sales or supply of alcohol.
- 5.2 The designated premises supervisor in relation to the premises licences must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.
- 5.3. The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either:-
 - (a) a holographic mark or
 - (b) an ultraviolet feature
6. The responsible person must ensure that:
 - a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures:
 - beer or cider:1/2 pint;
 - gin, rum, vodka or whisky: 25ml or 35ml; and
 - still wine in a glass: 125ml; and
 - b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
 - c)where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customers is made aware that these measures are available.

Minimum Drinks Pricing

7. 7.1 A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.

7.2 For the purposes of the condition set out in paragraph 7.1 above

(a) “duty” is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;

(b) “permitted price” is the price found by applying the formula -

$$P = D+(D \times V)$$

Where -

(i) P is the permitted price,

(ii) D is the rate of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and

(iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;

(c) “relevant person” means, in relation to premises in respect of which there is in force a premises licence -

(i) the holder of the premises licence,

(ii) the designated premises supervisor (if any) in respect of such a licence, or

(iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;

(d) “relevant person” means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and

(e) “value added tax” means value added tax charged in accordance with the Value Added Tax Act 1994.

7.3 Where the permitted price given by Paragraph 7.2(b) above would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.

7.4 (1) Sub-paragraph 7.4(2) below applies where the permitted price given by Paragraph 7.2(b) above on a day (“the first day”) would be different from the permitted price on the next day (“the second day”) as a result of a change to the rate of duty or value added tax.

(2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

Door Supervision

8. Each individual who is to carry out a security activity at the premises must be licensed by the Security Industry Authority.

Annex 2 – Conditions consistent with the Operating Schedule

None

Conditions derived from Responsible Authority representations

9. The premises shall maintain a comprehensive CCTV system as per the minimum requirements of a Metropolitan Police Crime Prevention Officer. All public areas, entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Recordings shall be made available immediately upon the request of Police or authorised officer.
10. A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises are open to the public. This staff member shall be able to show Police or an authorised officer of Hackney Borough Council recent data or footage with the absolute minimum of delay when requested.
11. An incident log shall be kept at the premises, and made available immediately to an authorised officer of the Hackney Borough Council or the Police, which will record the following:
 - a. all crimes reported to the venue
 - b. any complaints received
 - c. any incidents of disorder
 - d. any faults in the CCTV system
 - e. any refusal of the sale of alcohol
 - f. any visit by a relevant authority or emergency service.
12. All instances of crime or disorder to be reported by the designated premises supervisor or responsible member of staff to an agreed police contact point, as agreed with the Police.
13. Where the sale or supply of alcohol is taking place employees of the premises must request sight of evidence of the age of any person appearing to be under 25 years of age (Challenge 25). Such evidence may include a driving licence or passport.
14. There shall be prominent signage requesting customers to leave the premises quietly and respect local residents.

15. All staff will be given refresher training every twelve months on the legislation relating to the sales of alcohol to underage persons and drunken persons. Written records of this training shall be kept on the premises and produced to police or other authorised officer upon request.
16. The premises shall adhere to Hackney Police Weapons and Drugs Policies and any updates thereof.
17. There shall be no glass, drinks or open containers taken outside of the premises at any time.
18. After 2100hrs there will be a maximum of 8 smokers outside. This will be monitored by staff/door supervisors.
19. The capacity of the premises will be 150 excluding staff.
20. Male and female SIA registered door supervisors shall be employed at the premises on an operational risk assessment basis. All door supervisors shall enter their full details in the premises daily register at the commencement of their work. They shall record their full name, home address and contact telephone number, their SIA registration number and the times they commence and conclude working. If the door supervisor is provided by an agency, the name, registered business address and contact telephone number will also be recorded. This register will be made available to police or other authorised officer upon request.
21. The front of the premises shall be kept clean and swept at the close of business each day.
22. Any queues that may form outside of the premises must be monitored by staff or door supervisors to prevent pre-loading and/or the footway being blocked.

Annex 3 – Conditions attached after a hearing by the licensing authority

23. There will be no entry or re-entry into the premises (apart from those patrons that have been smoking) after 01:00hours on a Friday and Saturday
24. Any music played at the premises should be played and/or set to a level to ensure inaudibility in all nearby residential premises all doors and windows shall remain closed when regulated entertainment is taking place.

Annex 4 – Plans

PLAN/095652/21062018

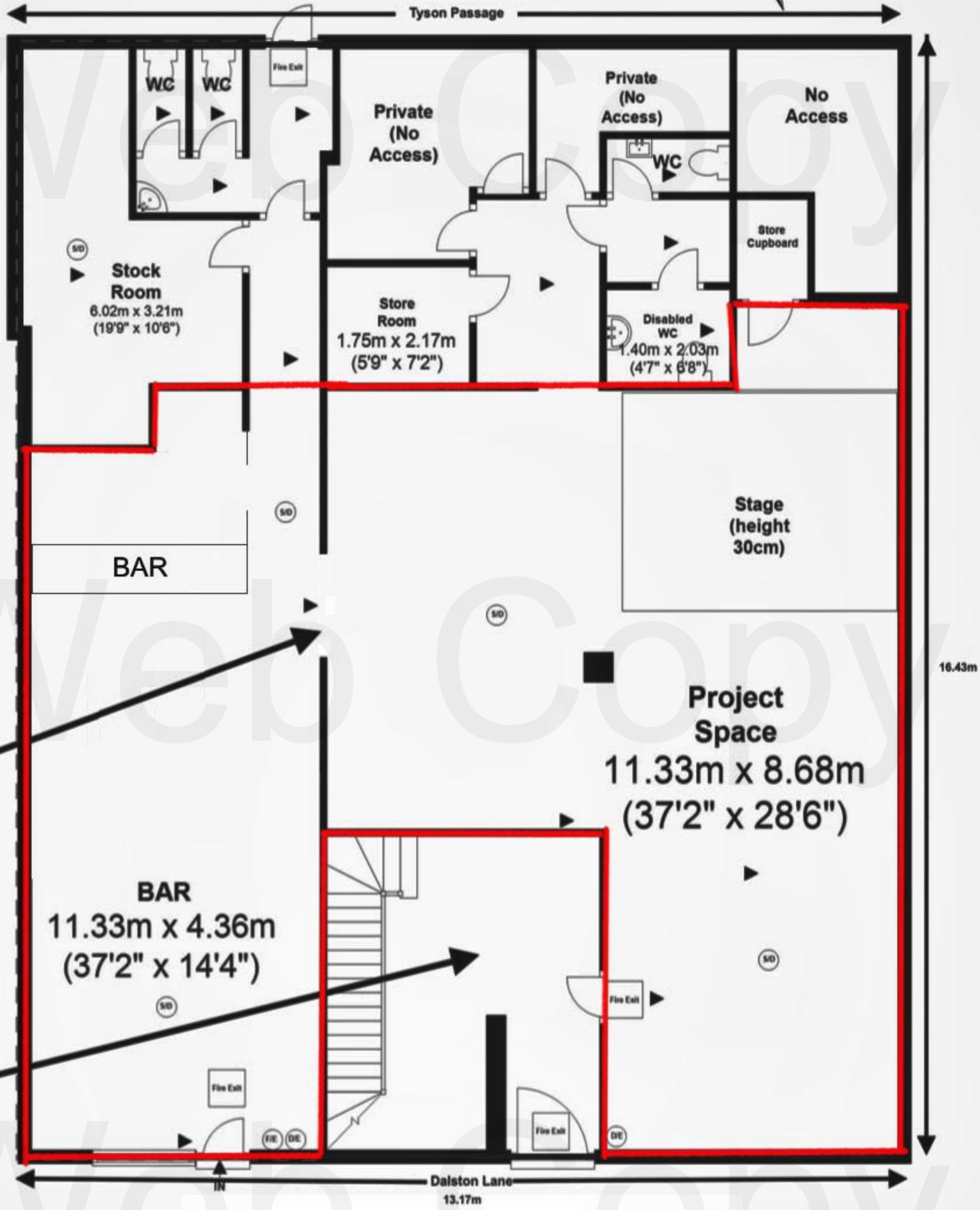
SET
27a Dalston Lane
E83DF
02/02/2018

SCALE 1:100
Approx. 216.1 sq. metres (2326.1 sq. feet)



KEY

- Licensed premises ▬
- Emergency Lighting ▶
- Smoke Detector SD
- Dry Powder Extinguisher DPE
- Fire Extinguisher FE



Entrance from bar area to project space will be closed with a rope barrier when no event is happening in the project space

Entrance lobby and stairway to 1st floor; artist studios and offices. Only accessible from ground floor in emergency.

Web Copy

Web Copy

APPENDIX E



NORTH

Scale: 1:1250 at A4



Ref:

13 November 2019

Produced by: unspecified

email:

please specify copyright statement